

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

ROBERT HODGES and §  
DEBORAH HODGES, §  
§  
*Plaintiffs*, §  
§  
v. § Case No. 4:12cv441  
§ (Judge Clark/Judge Mazzant)  
WELLS FARGO BANK, N.A., §  
§  
*Defendant*. §

**ORDER ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On October 15, 2012, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that defendant's Motion to Dismiss Plaintiffs' First Amended Complaint [Doc. #10] be denied. Defendant filed objections on October 29, 2012 [Doc. #14].

The court, having made a *de novo* review of the objections raised by defendant [Doc. #14], is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and the objections are without merit. Therefore, the court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of this court.

It is, therefore, **ORDERED** that defendant's Motion to Dismiss Plaintiffs' First Amended Complaint [Doc. #10] is DENIED.

So **ORDERED** and **SIGNED** this 11 day of November, 2012.



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Ron Clark, United States District Judge